

12-31-69
12.3.8 v.3

AMENDMENT NO. 2 TO MINING AGREEMENT

Between

LONE STAR CEMENT CORPORATION

and

LAFARGE CANADA LTD.

(formerly Lafarge Cement of North America Ltd.)

THIS AMENDING AGREEMENT NO. 2 dated as of December 31, 1969 between Lone Star Cement Corporation, a Delaware corporation (hereinafter called "Lone Star"), and Lafarge Canada Ltd. (formerly Lafarge Cement of North America Ltd.), a British Columbia corporation (hereinafter called "Lafarge"),

WHEREAS by a Mining Agreement dated March 23, 1967 and an Amending Agreement No. 1 to Mining Agreement dated December 31, 1968, made between the parties hereto Lafarge agreed to extract and save certain limestone rock from Lone Star's properties and operations on Texada Island, British Columbia, Canada, upon the terms and conditions and for the period of time herein set forth (which Agreement is hereinafter referred to as the "Mining Agreement");

AND WHEREAS additional equipment referred to in Exhibit "C" to the Mining Agreement has been installed under circumstances not contemplated by the parties to the Mining Agreement at the time it was entered into;

AND WHEREAS the parties hereto have agreed to amend the Mining Agreement in the manner hereinafter appearing:

USEPA SF



1261006

W I T N E S S E T H :

That the parties hereto agree with the other as follows:

Clause 1.

That the Mining Agreement be and it is hereby amended:

(a) By adding to subclause(b) of Clause 9 thereof the following:

"(iv) during the period January 1, 1969 to December 31, 1973, the sum of \$.13 per ton until such time as the total amount paid during each year has reached a maximum of \$23,150. This amount is in addition to any sums payable under Section (i), (ii) or (iii) above."; and

(b) By adding to the description of alterations and additions of Exhibit "C" the following:

"4. Installation of screening equipment to meet Lone Star 1/2" to 3-1/2" rock specifications."

LONE STAR CEMENT CORPORATION.

By *R. M. Farrow*
Regional Vice President

By *B. E. Radgus*
Regional Controller

LAFARGE CANADA LTD.

By *[Signature]*

By *[Signature]*
VICE-PRESIDENT

AGC2E000313